

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DENNIS R. MCCONNELL,)
Plaintiff,) No. CV-08-3026-CI
v.)
MICHAEL J. ASTRUE,) ORDER GRANTING STIPULATED
Commissioner of Social) MOTION FOR REMAND PURSUANT
Security,) TO SENTENCE FOUR OF 42
Defendant.) U.S.C. 405(g)

BEFORE THE COURT is the parties' stipulated Motion for remand of the above-captioned matter to the Commissioner for additional administrative proceedings. (Ct. Rec. 19.) The parties have consented to proceed before a magistrate judge. (Ct. Rec. 8.) After considering the stipulation of the parties,

IT IS ORDERED:

1. The parties' stipulated Motion for Remand (**Ct. Rec. 19**) is **GRANTED**. The above-captioned case shall be **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the administrative law judge (ALJ) will address and explain the weight given to Dr. Newkirk's entire assessment (Tr. 141-46);

1 capacity, providing the specific degree of limitation in the various
2 work-related activities and citing evidence from the record in
3 support of the ALJ's findings; and the ALJ will obtain supplemental
4 vocational expert testimony.

5 2. Plaintiff's pending Motion for Summary Judgment (**Ct. Rec.**
6 **13**) is dismissed as moot.

7 3. Judgment shall be entered for the **PLAINTIFF**.

8 4. An application for attorney fees may be filed by separate
9 motion.

10 The District Court Executive is directed to enter this Order,
11 forward copies to counsel, and thereafter shall close this file.

12 DATED November 10, 2008.

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S/ CYNTHIA IMBROGNO
UNITED STATES MAGISTRATE JUDGE

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